

04-R-1714

Entered - 12/14/01 - sb
CL01L0786 - DIANNE C. MITCHELL

CLAIM OF: **GLENN ZELL**
Attorney at Law
729 Piedmont Avenue, NE
Atlanta, Georgia 30308

For damages alleged to have been sustained as a result of
payment of an unlawful professional license fee in 1997,
1998, 2000 and 2001.

THIS ADVERSED REPORT IS APPROVED

BY:


JERRY L. DELOACH
DEPUTY CITY ATTORNEY

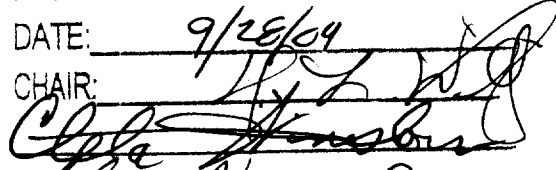
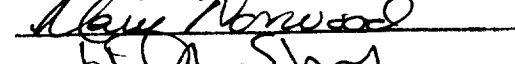
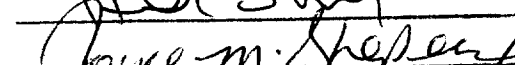
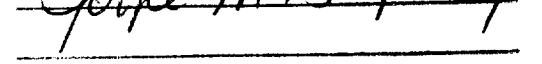

ADVERSE REPORT

PUBLIC SAFETY &

LEGAL ADMINISTRATION COMMITTEE

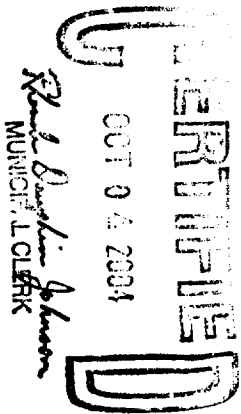
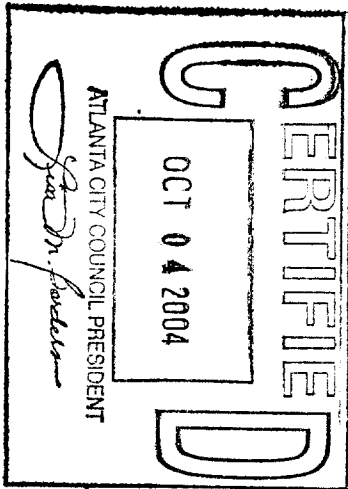
DATE: 9/28/04

CHAIR:

ADVERSED BY
CITY COUNCIL

OCT 04 2004





**CITY OF ATLANTA
OFFICE OF MUNICIPAL CLERK**

**RHONDA DAUPHIN JOHNSON, CMC
MUNICIPAL CLERK**

October 8, 2004

55 TRINITY AVENUE, S.W.
SECOND FLOOR, EAST
SUITE 2700
ATLANTA, GEORGIA 30303
(404) 330-6033
FAX (404) 658-6273

Glenn Zell
Attorney at Law
729 Piedmont Ave., NE
Atlanta, GA 30308

04-R-1714

RE: Glenn Zell

Dear Attorney Zell:

I sincerely regret that your client has been adversely affected by the circumstances raised in his/her claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your client's claim at its regular meeting on October 04, 2004. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the City Attorney's Office/Claims Division at (404) 330-6400.

Yours very truly,

Rhonda Dauphin Johnson, CMC
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0786

Date: September 9, 2004

Claimant /Victim GLENN ZELL

BY: (Atty) _____

Address: 729 Piedmont Avenue, NE, Atlanta, Georgia 30308

Subrogation: _____ Claim for Property damage \$ 400.00 Bodily Injury \$ _____

Date of Notice: 12/07/01 Method: Written, proper X Improper _____

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 1997, 1998, 2000 & 2001 Place: 55 Trinity Avenue

Department Finance Bureau: _____

Employee involved _____ Disciplinary Action: _____

NATURE OF CLAIM: The claimant alleges that he was illegally assessed and made to pay an occupational tax to practice law. However, the issues raised in the claim are being resolved through a lawsuit.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____

Pictures _____ Diagrams _____ Reports: Police _____ Dept Report _____ Other _____

Traffic citations issued: City Driver _____ Claimant Driver _____

Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____

Improper Notice _____ More than Six Months _____ Other X Damages reasonable _____

City not involved _____ Offer rejected _____ Compromise settlement _____

Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____

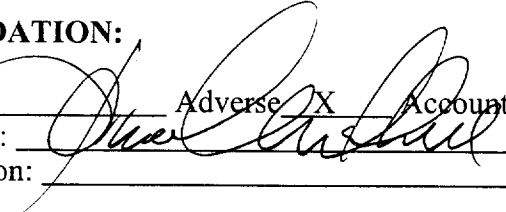
Claimant Negligent _____ City Negligent _____ Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ _____ Adverse X Account charged: 1A01 _____ 2J01 _____ 2H01 _____ 2P01 _____

Claims Manager:  Concur/date 09/09/04

Committee Action: _____ Council Action _____

RCS# 6083
10/04/04
1:58 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PGS 6-20 EXCEPT 04-O-1587 1588
1589 1591 1592 1252 1254
ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 2

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	B Shook	B Maddox	Y Willis
Y Winslow	Y Muller	Y Sheperd	NV Borders

CONSENT I